

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF PENNSYLVANIA**

A. DAVID SYDNEY and PATRICIA SYDNEY	:	CIVIL ACTION
	:	
	:	No. 12-1897
v.	:	
	:	
PACIFIC INDEMNITY COMPANY	:	
	:	

ORDER

AND NOW, this 1st day of August, 2012, upon consideration of the Pacific Motion to Dismiss or, in the alternative, Motion for Summary Judgment of April 16, 2012, pursuant to Federal Rules of Civil Procedure 12(b)(6) or Rule 56 (paper no. 3), and the replies and responses thereto (papers no. 6, 11, 13), the court ruling on the matter as a Motion to Dismiss, for the reasons in the attached memorandum, it is **ORDERED** that:

The Pacific Motion to Dismiss (paper no. 3) is **GRANTED**.

/s/ Norma L. Shapiro

J.